

STATE OF NEW YORK : COUNTY OF BROOME
CITY COURT : CITY OF BINGHAMTON

BPD COMP# 19-9967

CL001500-19

THE PEOPLE OF THE STATE OF NEW YORK

-VS-

FELONY COMPLAINT

Kevin L. Wilcox DOB: 01/04/1986

ORIGINAL

ACCUSATION

BE IT KNOWN THAT, by this information, Ptl. C. Farrant, as the Complainant herein, accuses Kevin L. Wilcox, the above named defendant, with having committed the offense Vehicular assault in the first degree, in violation of section 120.04 subdivision 4 of the Penal Law of the State of New York, a Class D Felony

FACTS

That on or about the 11th day of March, 2019, in the City of Binghamton, Broome County, New York, the said defendant did commit the crime of vehicular assault in the second degree as defined in section 120.03 of this article, and caused serious physical injury to more than one other person.

To wit: Said defendant, while operating a motor vehicle in the area of 44 Beethoven St. in the City of Binghamton, did strike both Harper Stantz (DOB:5/17/2001) and Britney Laserinko (DOB:7/26/1999), causing serious physical injury to both individuals. Harper Stantz did sustain severe internal injuries and multiple broken bones. Britney Laserinko did sustain internal injuries and multiple broken bones, all contrary to the provisions of the statute in such case as made and provided.

The above allegations of fact are made by the Complainant herein on direct knowledge (and upon information and belief, the sources of Complainant's information and the grounds for his belief being;

Police Investigation

NOTICE

(Penal Law, 210.45)

IT IS A CRIME, PUNISHABLE AS A CLASS A MISDEMEANOR UNDER THE LAWS OF THE STATE OF NEW YORK, FOR A PERSON, IN AND BY A WRITTEN INSTRUMENT, TO KNOWINGLY MAKE A FALSE STATEMENT, OR TO MAKE A STATEMENT WHICH SUCH PERSON DOES NOT BELIEVE TO BE TRUE.

Signed and affirmed this 11th
day of March, 2019.



COMPLAINANT

Subscribed and sworn to before me
this ____ day of _____, 2019

2019 MAR 12 AM 7:42

RECEIVED BY
BINGHAMTON
CITY COURT



UNIFORM TRAFFIC TICKET

POLICE AGENCY

B1059B68V8

To be completed by Police Officer
and given to Motorist

BINGHAMTON POLICE

Local Police Code
DWAI DRUG

| | | | | |
|---------------------------------------|------------------------------------|---|--------------------------|--|
| Last Name(Defendant) WILCOX | | First Name KEVIN | | M.I. L |
| City HARPURSVILLE | | State NY | Zip Code 13787 | Owner Oper. <input checked="" type="checkbox"/> |
| Lic. State NY | Date of Birth 01/04/1986 | Veh. Type 1 | Year 1995 | Make JEEP |
| Plate Number GJE8417 | Reg. State NY | Registration Expires 10/01/2019 | Sex M | Date Expires 01/04/2022 |
| City HARPURSVILLE | | State NY | Zip Code 13787 | Owner Oper. <input checked="" type="checkbox"/> |
| Lic. State NY | Date of Birth 01/04/1986 | Veh. Type 1 | Year 1995 | Make JEEP |
| Plate Number GJE8417 | Reg. State NY | Registration Expires 10/01/2019 | Sex M | Date Expires 01/04/2022 |

THE PERSON DESCRIBED ABOVE IS CHARGED AS FOLLOWS

| | | | |
|--|--------------------------------------|---|---|
| Time 3:26 PM | Date of Offense 03/11/2019 | IN VIOLATION OF NYS V AND T LAW | |
| Section 11924 | Sub Section | Tr Inf <input checked="" type="checkbox"/> | Misd <input checked="" type="checkbox"/> |
| Description of Violation DRIVING W/ABILITY IMPAIRED BY DRUG (MISD) | | Felony <input type="checkbox"/> | MPH 42 |
| S.P.I. | | US DOT# | MPH Zone |
| Place of Occurrence 42 BEETHOVEN ST | | Hwy. No. | Loc. Code 0401 |
| C/TV Name BINGHAMTON, CITY OF - 0401 | County BROOME | Hwy. Type 6 | NCIC/ORI 00301 |
| AFFIRMED UNDER PENALTY OF PERJURY <i>Cole J. Farrant</i> | | Date Affirmed 03/11/2019 | Off Assign |
| (Officer's Signature) | | Arrest Type 6 - PERSONAL INJURY A | Badge/Shield 402 |
| Officer's Last Name FARRANT | First Name C | M.I. M | |

Radar Officer's Signature

THIS MATTER IS SCHEDULED TO BE HANDLED ON THE APPEARANCE DATE BELOW

BINGHAMTON CITY COURT

Address
HAWLEY ST GOV PLAZA 5 FLRCity
BINGHAMTON State
NY Zip
13901☐ RETURN BY MAIL BEFORE OR IN PERSON ON:☒ MUST APPEAR IN PERSON ON:Date
03/12/2019 Time
9:00 AM

A PLEA OF GUILTY TO THIS CHARGE IS EQUIVALENT TO A CONVICTION AFTER TRIAL. IF YOU ARE CONVICTED, NOT ONLY WILL YOU BE LIABLE TO A PENALTY, BUT IN ADDITION YOUR LICENSE TO DRIVE A MOTOR VEHICLE OR MOTORCYCLE, AND YOUR CERTIFICATE OF REGISTRATION, IF ANY, ARE SUBJECT TO SUSPENSION AND REVOCATION AS PRESCRIBED BY LAW.

Conviction may subject you to a mandatory surcharge and/or Driver Responsibility Assessment as prescribed by law.

Your failure to respond may result in a warrant for your arrest or suspension of your driver's license and/or a default judgement against you.

TO PLEAD BY MAIL
(NOT TO BE USED FOR MISDEMEANORS OR FELONIES)

- If you are pleading "GUILTY" by mail, place an "X" through SECTION B; then complete and sign SECTION A.

- If you are pleading "NOT GUILTY" by mail, place an "X" through SECTION A, then complete and sign SECTION B.

- Mail this form to the Court noted on this ticket by Registered, Certified, or First Class Mail, with Return Receipt Requested.

- DO NOT use this form for Misdemeanors or Felonies or for a third or subsequent speeding violation in an 18 month period, instead you must appear in the Court noted on this ticket in person.

- If the Court denies your plea, you will be notified by mail to appear in the Court noted on the front of this ticket.

SECTION A - PLEA OF GUILTY

To the Court listed on the other side of this ticket:

I, _____, residing at _____, have been charged with the violation as specified on the other side of this ticket. I acknowledge receipt of the warning printed in bold type on the other side of this ticket, and I waive arraignment in open court and the aid of an Attorney. I plead GUILTY to the offense as charged and request that this charge be disposed of and a fine or penalty fixed by the court.

Additionally, I make the following statement of explanation (optional):

All statements are made under penalty of perjury:

Date: _____ Signed: _____

SECTION B - PLEA OF NOT GUILTY

The following notice applies to you if the officer did not issue you a supporting deposition with your ticket.

NOTICE: YOU ARE ENTITLED TO RECEIVE A SUPPORTING DEPOSITION FURTHER EXPLAINING THE CHARGES PROVIDED YOU REQUEST SUCH SUPPORTING DEPOSITION WITHIN THIRTY (30) DAYS FROM THE DATE YOU ARE DIRECTED TO RESPOND TO THE COURT NOTED ON THE OTHER SIDE OF THIS APPEARANCE TICKET. DO YOU REQUEST A SUPPORTING DEPOSITION?

Yes ☐ No ☐

SUPPORTING DEPOSITION PROVIDED WHEN THIS TICKET WAS ISSUED?

NO ☐ SPEEDING (Gen 101) ☐
GENERAL (Gen 101A) ☒

Signature _____

Address _____

City _____ State _____ Zip Code _____

NOTE: Mail this NOT GUILTY Plea within 48 hours. The court will notify you by First Class Mail of your appearance date.

APPLICANTS UNDER 18 YEARS OF AGE MUST SUBMIT NAME AND ADDRESS OF PARENT OR GUARDIAN BELOW.

Name of Parent or Guardian _____

Address _____

City _____ State _____ Zip Code _____

FAILURE TO ANSWER THIS TICKET WILL RESULT IN THE SUSPENSION OF YOUR LICENSE AND A DEFAULT JUDGEMENT AGAINST YOU.

UTD-1.7 (4/02)

*B1059B68V

B1059B68V8

**SUPPORTING DEPOSITION / CPL 710.30 NOTICE TO
SUPPORT SIMPLIFIED TRAFFIC INFORMATION**

COUNTY OF **BROOME**

**LOCAL CRIMINAL COURT
STATE OF NEW YORK
THE PEOPLE OF THE STATE OF NEW YORK
VS**

KEVIN L WILCOX

CR 001300-19

UTT NUMBER **B1059B68V8**

Officer **C** **M FARRANT** of the **BINGHAMTON POLICE**

a Police Officer and the Complainant alleges that the Defendant committed a violation of

1. (Law/Section/Subsection) **11924**

2. Description of Violation **DRIVING W/ABILITY IMPAIRED BY DRUG (MISD)**

3. Date **03/11/2019** Time **3:26 PM** C/T/V of **BINGHAMTON, CITY OF - 0401**

4. Vehicle Year **1995** Make **JEEP** Color **RD - RED**

License Plate No. **GJE8417** State **NY**

5. General Direction of Travel by Defendant: **WEST**

6. Highway (Type/Name) **6 - CITY** **42 BEETHOVEN ST**

7. Charge based on Officer's **DIRECT OBSERVATION**

8. Additional Information:

THE AFOREMENTIONED DEFENANT, KEVIN WILCOX, WAS INVOLVED IN A MVA VS PEDESTIRAN ACCIDENT AT THE ABOVE LISTED ADDRESS. WILCOX WAS OBSERVED HAVE BLOODSHOT, GLOSSY, EYES WITH HIGHLY CONSTRICTED PUPILS, WILCOX WAS LETHARGIC WITH SLOWED SPEECH AND OBSERVED TO BE UNBALANCED IN STANCE. WILCOX ADMITTED TO HAVING TAKEN SUBOXONE 30 MINUTES PRIOR TO DRIVING AND DID FAIL SFST'S. A DRE EVALUATION WAS ALSO COMPLETED.

TO THE ABOVE NAMED DEFENDANT:

PLEASE TAKE NOTICE THAT PURSUANT TO SECTION 710.30 OF THE CRIMINAL PROCEDURE LAW, THE PEOPLE INTEND TO OFFER AT A TRIAL OF THE ABOVE ENTITLED ACTION EVIDENCE OF A STATEMENT MADE BY YOU

on **03/11/2019** at **3:51 PM** at **42 BEETHOVEN ST**, To

C **M FARRANT** a public servant,

IN WHICH YOU SUBSTANTIALLY STATED AS FOLLOWS:

TOOK 8MG SUBOXONE 30 MINS AGO

**FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A
MISDEMEANOR PURSUANT TO SECTION 210.45 OF THE PENAL LAW OF THE
STATE OF NEW YORK**

Affirmed Under Penalty of Perjury

03/11/2019

2019 MAR 12 AM 7:48

RECEIVED BY
BINGHAMTON
CITY COURT

Cole Jank